

# State of South Dakota

SEVENTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2004

753J0752

## SENATE BILL NO. 173

Introduced by: Senators Olson (Ed) and Symens and Representatives Heineman and Olson  
(Mel)

1 FOR AN ACT ENTITLED, An Act to to clarify the alternative certification requirements for  
2 school administrators.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-42-28 be amended to read as follows:

5 13-42-28. The Board of Education shall promulgate rules pursuant to chapter 1-26  
6 establishing an alternative ~~route to~~ certification program for ~~persons~~ any person employed as  
7 a school ~~administrators~~ administrator who ~~do~~ does not currently meet the certification  
8 requirements for the ~~positions they hold~~ position being held. The alternative certification  
9 program shall ~~be delivered by an accredited college or university with an approved program or~~  
10 ~~endorsement program in the discipline. It shall be delivered in coordination with the Department~~  
11 ~~of Education and the employing school system. The alternative certification program shall~~  
12 ~~include education coursework in administration, on-the-job training, and mentorship~~ permit  
13 satisfaction of certification requirements by passing a certification examination for school  
14 administrators selected by the Board of Education. The Board of Education shall establish  
15 eligibility requirements for sitting for the certification examination for school administrators and



1 shall identify the passing scores required on such examination.

2 Section 2. That chapter 13-42 be amended by adding thereto a NEW SECTION to read as  
3 follows:

4 Notwithstanding the provisions of § 13-42-1, any person employed prior to July 1, 2004, to  
5 administer in any public school of this state who does not have a certificate issued by the  
6 secretary of the Department of Education authorizing the person to administer in the school or  
7 field for which the person was employed, may draw wages for such employment through  
8 June 30, 2005.

9 Section 3. That § 13-42-29 be amended to read as follows:

10 ~~13-42-29. Effective July 1, 2005, all school administrators~~ Any person drawing wages to  
11 administer any of the public schools of this state on December 31, 2004, whose preparation does  
12 not meet certification standards established in ~~ARSD 24:16:09~~ pursuant to this chapter for the  
13 position that person holds shall submit to the Department of Education, on or before July 1,  
14 2005, a professional development plan to meet the certification or alternative certification  
15 requirements established by the South Dakota Board of Education on or before June 30, 2008,  
16 or, on or before July 1, 2005, shall request an exemption from certification requirements  
17 pending resignation or retirement on or before June 30, 2008.

18 Section 4. That chapter 13-42 be amended by adding thereto a NEW SECTION to read as  
19 follows:

20 Notwithstanding the provisions of this Act, if the Department of Education approves the  
21 professional development plan and confirms that any person is making acceptable progress  
22 toward completion of the plan, or if the Department of Education grants an exemption to any  
23 person who has discharged administrative duties satisfactorily and who agrees to resign or to  
24 retire from administration on or before June 30, 2008, such person may draw wages as an

1 administrator through June 30, 2008.

2 Section 5. That chapter 13-42 be amended by adding thereto a NEW SECTION to read as  
3 follows:

4 There is hereby created a five person Alternative Certification Advisory Council to assist  
5 the Department of Education in its review of requests submitted pursuant to section 3 of this  
6 Act. The secretary of the Department of Education shall appoint the members, three of whom  
7 shall be certified administrators, one of whom shall be a school board member, and one of  
8 whom shall be a faculty member at a college or university with an approved program in school  
9 administration. The council shall make recommendations to the secretary for disposition of all  
10 requests submitted pursuant to section 3 of this Act.

11 Section 6. Sections 1 to 5, inclusive, of this Act are repealed on July 1, 2008.

12 Section 7. That § 13-42-28 be amended to read as follows:

13 13-42-28. The Board of Education shall promulgate rules pursuant to chapter 1-26  
14 establishing an alternative route to certification program for persons employed any person  
15 seeking employment as a school administrators administrator who do does not currently meet  
16 the certification requirements for the positions they hold position sought. The alternative  
17 certification program shall ~~be delivered by an accredited college or university with an approved~~  
18 ~~program or endorsement program in the discipline. It shall be delivered in coordination with the~~  
19 ~~Department of Education and the employing school system. The alternative certification~~  
20 ~~program shall include education coursework in administration, on-the-job training, and~~  
21 mentorship permit satisfaction of certification requirements by passing a certification  
22 examination for school administrators selected by the Board of Education. The Board of  
23 Education shall establish eligibility requirements for sitting for the certification examination for  
24 school administrators and shall identify the passing scores required on such examination.

1 Section 8. Section 7 of this Act is effective on July 1, 2008.